

Nº 47357

# APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... OCT 25 1983

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... OCT 25 1983

The applicant..... Albert N. Smith

Smith Bros. OX Ranch, of Ruby Valley

Street and No. or P.O. Box No. City or Town

Nevada 89833

State and Zip Code No. hereby make<sup>s</sup> application for permission to appropriate the public

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground (Well No. 2)  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 6.0 second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.

3. The water to be used for Irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated 1320

(b) Stockwater, state number and kinds of animals to be watered.

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed.

(2) Point of return of water to stream.

5. The water is to be diverted from its source at the following point SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 30, T. 30 N.,  
Describe as being within a 40-acre subdivision of public  
R. 59 E., M.D.B.&M. or at a point from which the S $\frac{1}{4}$  corner of said Section 30  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
bears S. 17° 33' 59" W., 1242 feet.

6. Place of use portions of the E $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , all of the E $\frac{1}{2}$ SE $\frac{1}{4}$ ,  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
Section 19; W $\frac{1}{2}$  Section 20; NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 29; portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
all of SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , E $\frac{1}{2}$ , Section 30: all in T. 30 N., R. 59 E., M.D.B.&M.

7. Use will begin about Jan. 1 and end about Dec. 31, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well, pump, motor and sprinkler  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
system.  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$ 75,000

10. Estimated time required to construct works 3 years.  
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 4 years.

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is in part filed in support of D.L.E. No. 24192.

By s/Albert N. Smith  
Smith Bros. OX Ranch  
Ruby Valley, Nevada 89833

Compared js/ ds pr/bl

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The Desert Land Entry part of this permit is limited to the N $\frac{1}{2}$  SW $\frac{1}{4}$  and SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 29 (120 acres); S $\frac{1}{2}$  NE $\frac{1}{4}$ , N $\frac{1}{2}$  SE $\frac{1}{4}$  and the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 30 (200 acres) within T.30N., R.59E., M.D.B. &M., a total of 320 acres.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, but not to exceed a yearly

duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before August 17, 1987

Proof of completion of work shall be filed before September 17, 1987

Application of water to beneficial use shall be made on or before August 17, 1991

Proof of the application of water to beneficial use shall be filed on or before September 17, 1991

Map in support of proof of beneficial use shall be filed on or before September 17, 1991

Completion of work filed OCT 16 1987 IN TESTIMONY WHEREOF, I PETER G. MORROS  
 State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed OCT 17 1991 my office, this 17th day of August

Cultural map filed

Certificate No. 13444 Issued AUG 14 1992

A.D. 19 84

*Peter G. Morros*  
 State Engineer